

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

David Ferguson, et al.

File No. C-1-02-039
Judge Herman Weber

Plaintiffs,

vs.

DEFENDANTS' JOINT MOTION FOR AN
EXTENSION OF TIME

Ryder Automotive Carrier Services, Inc.,
et al.

Defendants.

* * * * *

Defendants jointly move for an extension of time until May 24, 2004 in which to submit a settlement entry to the Court. The case has settled and the Court directed that a dismissal be entered by May 10, 2004. However, because the parties agreed that each Defendants' respective contributions to the total settlement amount will be confidential from the Plaintiffs, the settlement funds were deposited into one defense firm's trustee (IOLTA) account. Because ethical requirements governing the handling of client money specifically prohibit one client's funds from being used to fund another client's settlement, each Defendant's contribution check must be verified as cleared prior to issuing a check to the Plaintiffs. This verification process is taking longer than anticipated and should be completed no later than May 20, 2004. Defendants are making every effort to complete the verification process prior to that time. For these reasons, the Defendants request an extension of time in which to file a notice of dismissal until May 24, 2004.

Respectfully Submitted,

/s/ Craig R Paulus

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(by Craig Paulus per phone authorization)

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(by Craig Paulus per phone authorization)

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing was served via the Court's ECF/CM system upon the following this 10th day of May, 2004

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